

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,
Plaintiff/Respondent,

v.

No. 99-CR-571 MV
No. 17-CV-1255 MV/KRS

KEITH HOPSKIN,
Defendant/Movant.

ORDER SETTING EVIDENTIARY HEARING

THIS MATTER is before the Court pursuant to the scheduling conference held on March 31, 2021. IT IS HEREBY ORDERED that an evidentiary hearing will be held via Zoom on May 20, 2021 at 9:00 a.m. The Court will send Zoom invitations to the parties at least two weeks prior to the hearing. At the hearing, the parties may present evidence on the remaining claim in this case, which is Defendant/Movant Keith Hopskin's claim in his Motion under 28 U.S.C. § 2255, (CR Doc. 61) that his former counsel was ineffective for failing to file an appeal. *See* (CIV Doc. 10) (adopting Proposed Findings and Recommended Disposition).

IT IS FURTHER ORDERED that Mr. Hopskin, Mr. Hopskin's counsel, counsel for the United States, and Mr. Hopskin's former counsel, shall all attend the hearing. Mr. Hopskin's counsel shall coordinate with the United States Marshals Service and the prison facility to ensure Mr. Hopskin's appearance at the hearing. Counsel for the United States shall ensure Mr. Hopskin's former counsel's appearance at the hearing.

IT IS SO ORDERED.



KEVIN R. SWEAZEA
UNITED STATES MAGISTRATE JUDGE